



Transportation and Motor Vehicles Committee

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09500HB0323ham001

LRB095 04450 LCT 31434 a

1 AMENDMENT TO HOUSE BILL 323

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 323 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Vehicle Code is amended by  
5 changing Section 11-605 as follows:

6 (625 ILCS 5/11-605) (from Ch. 95 1/2, par. 11-605)

7 Sec. 11-605. Special speed limit while passing schools.

8 (a) For the purpose of this Section, "school" means the  
9 following entities:

10 (1) A public or private primary or secondary school.

11 (2) A primary or secondary school operated by a  
12 religious institution.

13 (3) A public, private, or religious nursery school.

14 On a school day when school is in session ~~school children~~  
15 ~~are present and so close thereto that a potential hazard exists~~  
16 ~~because of the close proximity of the motorized traffic, no~~

1 person shall drive a motor vehicle at a speed in excess of 20  
2 miles per hour while passing a school zone or while traveling  
3 on a roadway on public school property or upon any public  
4 thoroughfare where children pass going to and from school.

5 For the purpose of this Section a school day shall begin at  
6 seven ante meridian and shall conclude at four post meridian.

7 This Section shall not be applicable unless appropriate  
8 signs are posted upon streets and highways under their  
9 respective jurisdiction and maintained by the Department,  
10 township, county, park district, city, village or incorporated  
11 town wherein the school zone is located. With regard to the  
12 special speed limit while passing schools, such signs shall  
13 give proper due warning that a school zone is being approached  
14 and shall indicate the school zone and the maximum speed limit  
15 in effect during school days when school children are present.

16 (b) (Blank).

17 (c) Nothing in this Chapter shall prohibit the use of  
18 electronic speed-detecting devices within 500 feet of signs  
19 within a special school speed zone indicating such zone, as  
20 defined in this Section, nor shall evidence obtained thereby be  
21 inadmissible in any prosecution for speeding provided the use  
22 of such device shall apply only to the enforcement of the speed  
23 limit in such special school speed zone.

24 (d) (Blank).

25 (e) A first violation of this Section is a petty offense  
26 with a minimum fine of \$150. A second or subsequent violation

1 of this Section is a petty offense with a minimum fine of \$300.

2 (f) When a fine for a violation of subsection (a) is \$150  
3 or greater, the person who violates subsection (a) shall be  
4 charged an additional \$50 to be paid to the unit school  
5 district where the violation occurred for school safety  
6 purposes. If the violation occurred in a dual school district,  
7 \$25 of the surcharge shall be paid to the elementary school  
8 district for school safety purposes and \$25 of the surcharge  
9 shall be paid to the high school district for school safety  
10 purposes. Notwithstanding any other provision of law, the  
11 entire \$50 surcharge shall be paid to the appropriate school  
12 district or districts.

13 For purposes of this subsection (f), "school safety  
14 purposes" includes the costs associated with school zone safety  
15 education and the purchase, installation, and maintenance of  
16 caution lights which are mounted on school speed zone signs.

17 (g) (Blank).

18 (h) (Blank).

19 (Source: P.A. 92-242, eff. 1-1-02; 92-619, eff. 1-1-03; 92-780,  
20 eff. 8-6-02; 93-955, eff. 8-19-04.)".